

(Counsel of record listed on next page)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

BROCADE COMMUNICATIONS
SYSTEMS, INC., a Delaware corporation, and
FOUNDRY NETWORKS, LLC, a Delaware
limited liability company,

Plaintiffs and Counterclaim Defendants,

V.

A10 NETWORKS, INC., a California corporation; LEE CHEN, an individual; RAJKUMAR JALAN; an individual; RON SZETO, an individual; DAVID CHEUNG, an individual; LIANG HAN, an individual; and STEVE HWANG, an individual,

Defendants and Counterclaimants.

Case No. 10-cv-03428 LHK

**[PROPOSED] STIPULATION TO
MODIFY PROTECTIVE ORDER**

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1 **IT IS HEREBY STIPULATED** by and among Plaintiffs Brocade Communications
2 Systems, Inc. (“Brocade”) and Foundry Networks, LLC (“Foundry”) and Defendants A10
3 Networks, Inc. (“A10”), Lee Chen, Rajkumar Jalan, Ron Szeto, David Cheung, Liang Han, and
4 Steve Hwang (collectively, “the parties”):
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6 To facilitate discovery in *A10 Networks, Inc. v. Brocade Communications Systems, Inc.*,
7 Case No. 4:11-cv-05493-LHK (N.D. Cal.) (the “A10 Action”), the Protective Order in the above-
8 captioned action (which shall be referred to as the “Brocade Action”) shall be entered in the A10
9 Action and therefore apply to disclosure and discovery activity in both the Brocade Action and
A10 Action.

10 The parties further stipulate the Protective Order in each of the Brocade and A10 Action
11 will be modified in the following respects:

- 12 1. The definition of “Outside Counsel,” “Expert,” and “Professional Vendors” set
13 forth in Sections 2.12, 2.15 and 2.16 of each Protective Order shall be modified to
14 encompass Outside Counsel, Experts and Professional Vendors retained for either
15 the A10 Action or Brocade Action.
16 2. Outside Counsel, Experts, and Professional Vendors in either the Brocade or A10
17 Action may have access to Protected Material produced by any party in either the
18 Brocade or A10 Action in connection with either dispute between Brocade and
19 A10, and are permitted to consult with other authorized Outside Counsel, Experts,
20 and Professional Vendors retained for either action with respect to such Protected
21 Material.
22 3. All Outside Counsel, Experts and Professional Vendors will be subject to the
23 provisions of the Protective Order in all other respects.

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IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.
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Dated: December 13, 2011
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FINNEGAN, HENDERSON, FARABOW,
8 GARRETT & DUNNER LLP
9

10 /s/ *Scott R. Mosko*
11 SCOTT R. MOSKO
12 Attorneys for Defendant and Counterclaimant
13 A10 NETWORKS, INC., and Defendants LEE CHEN,
14 RAJKUMAR JALAN, RON SZETO, AND STEVE
15 HWANG
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Dated: December 13, 2011
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/s/ *Fabio E. Marino*
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Dated: December 13, 2011
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18 /s/ *Ann H. Liroff*
19 ANN H. LIROFF
20 Attorneys for Defendant
21 DAVID CHEUNG
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Dated: December 13, 2011
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28 /s/ *Joseph Ehrlich*
JOSEPH EHRLICH
Attorneys for Defendant
LIANG HAN

Filer's Attestation: Pursuant to General Order No. 45, §X(B), I attest under penalty of perjury that concurrence in the filing of the document has been obtained from its signatory.

Dated: December 13, 2011

Respectfully submitted,

/s/ Scott R. Mosko
Scott R. Mosko

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 14, 2011

THE HONORABLE LUCY H. KOH
United States District Judge

Lucy H. Koh